

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL NO. _____

v. : DATE FILED: _____

ODUMOSU E. IFEOLUWA,	: VIOLATIONS:	18 U.S.C. § 1344
a/k/a "Ifeoluwa Odumosu,"		(Bank fraud – 4 counts)
a/k/a "Jon Malone,"	:	Notice of additional factors
a/k/a "Pearly Willis,"		Notice of forfeiture
a/k/a "Dennis Jones,"	:	
a/k/a "Michael Brandon,"		
a/k/a "Henry Kelly"	:	

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. At all times material to this indictment, PNC Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation.
2. From in or about June 2000 through in or about January 2003, in the Eastern District of Pennsylvania and elsewhere, defendant

ODUMOSU E. IFEOLUWA,
a/k/a "Ifeoluwa Odumosu,"
a/k/a "Jon Malone,"
a/k/a "Pearly Willis,"
a/k/a "Dennis Jones,"
a/k/a "Michael Brandon,"
a/k/a "Henry Kelly,"

knowingly executed and attempted to execute a scheme to defraud PNC Bank, and to obtain monies owned by and under the custody and control of PNC Bank, by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

It was part of the scheme that:

3. On or about June 6, 2000, defendant ODUMOSU E. IFEOLUWA obtained a Pennsylvania Department of Motor Vehicles photo identification card in the fictitious name “Michael R. Brandon” (the “Brandon card”).

4. On or about August 1, 2000, defendant ODUMOSU E. IFEOLUWA obtained a Pennsylvania Department of Motor Vehicles photo identification card in the fictitious name “Henry Kelly” (the “Kelly card”).

5. On or about September 6, 2001, defendant ODUMOSU E. IFEOLUWA obtained a Pennsylvania Department of Motor Vehicles photo identification card in the fictitious name “Dennis R. Jones” (the “Jones card”).

6. On or about April 2, 2002, defendant ODUMOSU E. IFEOLUWA obtained a Pennsylvania Department of Motor Vehicles photo identification card in the fictitious name “Jon M. Malone” (the “Malone card”).

7. PNC Bank Account Number *****1126

_____ a. _____ On or about February 19, 2002, a stolen check in the amount of \$77,306 was deposited into PNC Bank account number *****1126, which account had been opened in the name of an unindicted co-conspirator.

b. On or about March 11, 2002, defendant ODUMOSU E.

IFEOLUWA negotiated six United States Postal Money Orders totaling approximately \$2,925, made payable to Henry Kelly, which had been purchased with the debit card associated with PNC Bank account number *****1126. Defendant IFEOLUWA negotiated these money orders using the Kelly card for identification, knowing that he was using a fictitious name and that such funds did not belong to him.

c. On or about March 20, 2002, defendant ODUMOSU E.

IFEOLUWA negotiated one United States Postal Money Order in the amount of \$700, made payable to Dennis Jones, which had been purchased with the debit card associated with PNC Bank account number *****1126. Defendant IFEOLUWA negotiated these money orders using the Jones card for identification, knowing that he was using a fictitious name and that such funds did not belong to him.

8. PNC Bank Account Number *****2117

_____a._____ On or about March 5, 2002, a stolen check in the amount of \$102,981.25 was deposited into PNC Bank account number *****2117, which account had been opened in the name of an unindicted co-conspirator.

b. From on or about March 15, 2002, to on or about March 19, 2002, defendant ODUMOSU E. IFEOLUWA negotiated 15 United States Postal Money Orders totaling approximately \$9,250, made payable to Michael Brandon, which had been purchased with the debit card associated with PNC Bank account number *****2117. Defendant IFEOLUWA negotiated these money orders using the Brandon card for identification, knowing that he was using a fictitious name and that such funds did not belong to him.

c. On or about March 20, 2002, defendant ODUMOSU E.

IFEOLUWA negotiated four United States Postal Money Orders totaling approximately \$2,800, made payable to Dennis Jones, which had been purchased with the debit card associated with PNC Bank account number *****2117. Defendant IFEOLUWA negotiated these money orders using the Jones card for identification, knowing that he was using a fictitious name and that such funds did not belong to him.

9. PNC Bank Account *****0686

a. On or about May 10, 2002, defendant ODUMOSU E. IFEOLUWA opened a bank account with PNC Bank under the name “Pagasus Enterprises” (account number *****0686), using the Malone card as supporting identification.

b. On or about June 24, 2002, defendant ODUMOSU E. IFEOLUWA deposited and caused to be deposited into PNC Bank account number *****0686 a check in the amount of \$98,280, which had been stolen and altered to be made payable to “Pagasus Enterprises,” knowing that such funds did not belong to him.

10. PNC Bank Account Number *****0727

_____a._____ On or about November 4, 2002, a stolen check in the amount of \$94,604 was deposited into PNC Bank account number *****0727, which account had been opened in the name of an unindicted co-conspirator.

b. From on or about November 8, 2002, to on or about November 9, 2002, defendant ODUMOSU E. IFEOLUWA negotiated six United States Postal Money Orders totaling approximately \$3,600, made payable to Jon Malone, which had been purchased with the debit card associated with PNC Bank account number *****0727. Defendant IFEOLUWA negotiated these money orders using the Malone card for identification, knowing that he was using a fictitious name and that such funds did not belong to him.

All in violation of Title 18, United States Code, Section 1344.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. At all times material to this indictment, Commonwealth Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation.

2. From in or about July 2000 through in or about March 2002, in the Eastern District of Pennsylvania and elsewhere, defendant

**ODUMOSU E. IFEOLUWA,
a/k/a "Ifeoluwa Odumosu,"
a/k/a "Jon Malone,"
a/k/a "Pearly Willis,"
a/k/a "Dennis Jones,"
a/k/a "Michael Brandon,"
a/k/a "Henry Kelly,"**

knowingly executed and attempted to execute a scheme to defraud Commonwealth Bank, and to obtain monies owned by and under the custody and control of Commonwealth Bank, by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

It was part of the scheme that:

3. On or about July 19, 2000, defendant ODUMOSU E. IFEOLUWA obtained a Pennsylvania Department of Motor Vehicles photo identification card in the fictitious name "Pearly R. Willis" (the "Willis card").

4. On or about March 5, 2002, defendant ODUMOSU E. IFEOLUWA opened a bank account with Commonwealth Bank under the name "Profile Pursuit, Inc." (account number *****0585), using the Willis card as supporting identification.

5. On or about March 7, 2002, defendant ODUMOSU E. IFEOLUWA deposited and caused to be deposited into Commonwealth Bank account number *****0585 a stolen check in the amount of \$60,000, made payable to "Profile Pursuit, Inc," knowing that he was using a fictitious name and that such funds did not belong to him.

All in violation of Title 18, United States Code, Section 1344.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 6 of Count One is realleged here
2. At all times material to this indictment, Commerce Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation.
3. From in or about April 2002 through in or about July 2002, in the Eastern District of Pennsylvania and elsewhere, defendant

**ODUMOSU E. IFEOLUWA,
a/k/a "Ifeoluwa Odumosu,"
a/k/a "Jon Malone,"
a/k/a "Pearly Willis,"
a/k/a "Dennis Jones,"
a/k/a "Michael Brandon,"
a/k/a "Henry Kelly,"**

knowingly executed and attempted to execute a scheme to defraud Commerce Bank, and to obtain monies owned by and under the custody and control of Commerce Bank, by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

It was part of the scheme that:

4. On or about April 24, 2002, defendant ODUMOSU E. IFEOLUWA opened a personal bank account with Commerce Bank under the fictitious name "Jon M. Malone" (account number *****0259), using the Malone card as supporting identification.
5. On or about July 15, 2002, defendant ODUMOSU E. IFEOLUWA deposited and caused to be deposited into Commerce Bank account number *****0259 a check

in the amount of \$35,220, which had been stolen in blank from the United States mail and had been made payable to “Jon M. Malone.”

6. From on or about July 20, 2002, to on or about July 23, 2002, defendant ODUMOSU E. IFEOLUWA purchased and caused to be purchased 14 United States Postal Money Orders with the debit card associated with Commerce Bank account number *****0259, totaling approximately \$7,280. The money orders all list “Jon Malone” as both payer and payee, and defendant IFEOLUWA negotiated them using the Malone card for identification, knowing that he was using a fictitious name and that such funds did not belong to him.

All in violation of Title 18, United States Code, Section 1344.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 6 of Count One is realleged here
2. At all times material to this indictment, Progress Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation.
3. From in or about April 2002 through in or about May 2003, in the Eastern District of Pennsylvania and elsewhere, defendant

**ODUMOSU E. IFEOLUWA,
a/k/a "Ifeoluwa Odumosu,"
a/k/a "Jon Malone,"
a/k/a "Pearly Willis,"
a/k/a "Dennis Jones,"
a/k/a "Michael Brandon,"
a/k/a "Henry Kelly,"**

knowingly executed and attempted to execute a scheme to defraud Progress Bank, and to obtain monies owned by and under the custody and control of Progress Bank, by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

It was part of the scheme that:

4. On or about May 15, 2003, defendant ODUMOSU E. IFEOLUWA opened a bank account with Progress Bank under the name "M Creations Ltd." (account number *****1811), using the Malone card as supporting identification.

5. On or about May 27, 2003, defendant ODUMOSU E. IFEOLUWA deposited and caused to be deposited into Progress Bank account number *****1811 a check in the amount of \$30,109, which had been stolen and altered to be made payable to “Jon Malone (DBA) M Creations Ltd.,” knowing that he was using a fictitious name and that such funds did not belong to him.

All in violation of Title 18, United States Code, Section 1344.

NOTICE OF ADDITIONAL FACTORS

THE GRAND JURY FURTHER CHARGES THAT:

1. In committing the offenses charged in Count Ones through Four of this indictment, defendant **ODUMOSU E. IFEOLUWA**, a/k/a “Ifeoluwa Odumosu,” a/k/a “Jon Malone,” a/k/a “Pearly Willis,” a/k/a “Dennis Jones,” a/k/a “Michael Brandon,” a/k/a “Henry Kelly”:

a. Committed an offense and relevant conduct in which the loss exceeded \$1,000,000, as described in U.S.S.G. § 2B1.1(b)(1).

b. Committed an offense in which the defendant was a manager and supervisor and the criminal activity involved five or more participants, as described in U.S.S.G. § 3B1.1(b).

c. Committed the instant offense while under a criminal justice sentence, that is, probation, as defined by U.S.S.G. § 4A1.1(d).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Section 1344 set forth in Counts One through Four of this indictment, defendant

**ODUMOSU E. IFEOLUWA,
a/k/a “Ifeoluwa Odumosu,”
a/k/a “Jon Malone,”
a/k/a “Pearly Willis,”
a/k/a “Dennis Jones,”
a/k/a “Michael Brandon,”
a/k/a “Henry Kelly”**

shall forfeit to the United States of America any property that constitutes, or is derived from proceeds obtained directly or indirectly from the commission of such offenses, as charged in this indictment.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 982(b),

incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant(s) up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Sections 982(a)(1), (a)(2).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney